

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

MPH TECHNOLOGIES OY,
Plaintiff,
v.
APPLE, INC.,
Defendant.

Case No. 18-cv-05935-TLT

**CASE MANAGEMENT AND
SCHEDULING ORDER**

Pursuant to Federal Rule of Civil Procedure 16 and Civil Local Rule 16-10, **THE
FOLLOWING DEADLINES ARE HEREBY ORDERED:**

1. TRIAL DATE: March 24, 2025
No. of Days: 15
Courtroom 9, 19th Floor
Jury Trial
2. FINAL PRETRIAL CONFERENCE: February 20, 2025, at 3:30 p.m. (in person)
Last day to *file* joint pretrial statement:
February 6, 2025
**LEAD COUNSEL WHO WILL TRY
THE CASE MUST ATTEND**
3. DISPOSITIVE MOTIONS: Last day to *file* dispositive motions:
December 17, 2024
See Civil Local Rules for notice and filing
requirements.
4. FACT DISCOVERY CUT-OFF: October 7, 2024

5. EXPERT REPORTS: Opening reports by October 7, 2024
Rebuttal reports by October 28, 2024
6. EXPERT DISCOVERY CUT-OFF: November 18, 2024
7. ADR: Private mediation to be completed by
December 22, 2023
8. PATENT SPECIFIC DEADLINES:

| Event | Deadline |
|---|---|
| Parties to Exchange Amended Rule 26(a)(1) Disclosures | April 20, 2023 |
| Opening of Fact Discovery | April 27, 2023 |
| Disclosure of Asserted Claims and Infringement Contentions and Accompanying Document Production (Patent L.R. 3-1 & 3-2) | May 15, 2023 |
| Invalidity Contentions and Accompanying Document Production (Patent L.R. 3-3 & 3-4) | June 29, 2023 |
| Exchange of Proposed Terms for Construction (Patent L.R. 4-1) | July 13, 2023 |
| Exchange of Preliminary Claim Construction and Extrinsic Evidence (Patent L.R. 4-2) | August 3, 2023 |
| Damages Contentions (Patent L.R. 3-8) | August 18, 2023 |
| Joint Claim Construction and Prehearing Statement (Patent L.R. 4-3) | August 28, 2023 |
| Responsive Damages Contentions (Patent L.R. 3-9) | September 18, 2023 |
| Completion of Claim Construction Discovery (Patent L.R. 4-4) | September 27, 2023 |
| Opening Claim Construction Brief and Claim Construction Tutorial (Patent L.R. 4-5(a); Thompson Pat. S.O. ¶ 8) | October 12, 2023 |
| Responsive Claim Construction Brief (Patent L.R. 4-5(b)) | November 2, 2023 |
| Reply Claim Construction Brief (Patent L.R. 4-5(c)) | November 16, 2023 |
| Claim Construction Hearing | December 11, 2023, at 11 a.m. (in person) |
| Disclosure of Reliance on Advice of Counsel and Supporting Documentation (Patent L.R. 3-7) | January 8, 2024 |

IT IS FURTHER ORDERED that parties and counsel refer to and comply with Judge Thompson's Civil Standing Order and Civil Pretrial and Jury Trial Standing Order located on the court's website (<https://cand.uscourts.gov/trina-l-thompson/>).

JURY TRIAL

The Court will take cause challenges and discuss hardship claims at side bar. The Court will inform counsel which hardship claims and cause challenges will be granted, but will not announce those dismissals until the selection process is completed. Peremptory challenges will be made in writing. The Court will strike at one time those with meritorious hardship claims, those excused for cause, and those challenged peremptorily, and then seat the first six to eight people remaining in numerical order.

The Court will send out to prospective jurors in advance of trial an electronic questionnaire soliciting information. In addition, if the parties wish to submit proposed voir dire questions, the parties must meet and confer and file a **joint set** of proposed questions that the Court may add to the electronic questionnaire. The parties will receive the responses prior to the in-court voir dire.

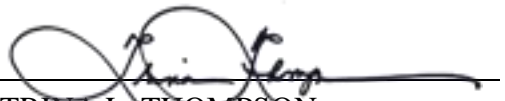
SCHEDULING ORDER MODIFICATIONS

No provision of this order may be changed except by written order of this Court upon its own motion or upon motion of one or more parties made pursuant to Civil Local Rule 7-11 with a showing of good cause. Parties may file a formal brief, but a letter brief will suffice. The requesting party shall serve the opposing party on the same day the motion is filed and the opposing party shall submit a response as soon as possible but no later than four days after service.

If the modification sought is an extension of a deadline contained herein, the motion must be brought at least seven (7) days before expiration of that deadline. **The parties may not modify the pretrial schedule by stipulation.** A conflict with a court date set after the date of this order does not constitute good cause. The parties are advised that if they stipulate to a change in the discovery schedule, they do so at their own risk. The only discovery schedule that the Court will enforce is the one set in this order.

IT IS SO ORDERED.

Dated: April 14, 2023


 TRINA L. THOMPSON
 United States District Judge